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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING **REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional) GC22.4-CON2

in re Application of: Rasmussen et al.

Application No. 10/814,025 Filed: March 31, 2004

11/02/2005 HDEMESS

02 FC:1814

For: ENZYMATICALLY ACTIVE RECOMBINANT GLUCOCEREBROSIDASE

The owner". Genzyme Corporation, of 100% percent interest in the instant application hereby disclaims, except as provided below. the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6.451,600 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the Instant application shell be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assions.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant

expires for failure to pay a maintenance fee: is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all daims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true end that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 19 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. 2. The undersigned is an attorney of record. Reg. No. 35.211 November 1, 2005 Signature Date Typed or printed name 617-768-6485 Telephone Number Telephone Number Telephone Number ARRINING: Information on this form may become public. Credit card Information should not be form. Provide credit card Information and authorization on PTO-2038.	application that would extend to the expiration date patent, "as the term of said prior patent is presen later:	e of the full statutory term as defined in 35 U.S.C. 1 itly shortened by any terminal disclaimer," in the eve	54 and 173 of the price ont that said prior pater
Is found invalid by a court of competent jurisdiction: Is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; Is reissued; or Is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. 2. The undersigned is an attorney of record. Reg. No. 35.211 November 1, 2005 Madge R. Kanter Typed or printed name 617-768-6485 Telephone Number Telephone Number Terminal disclaimer fee under 37 CFR 1.20(d) is included. WARNING: Information on this form may become public. Credit card Information should not	expires for failure to pay a maintenance fee;		
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This collection of information is required by 37 CFR 1,321. The information is required to obtain or retain a benefit by the public which is to file (and by the Inia collection or information is required by 37 CFR 1,521. The information is required to opean or retain a penemic by the process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1,11 and 1,14. This collection is estimated to take 12 infinites to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patant and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA22313-1450.

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Form PTO/SB/96 may be used for making this certification. See MPEP § 324,